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Transmission

AN AMENDMENT
TO THE DEDICATION, EASEMENTS AND APPROVALS APPENDED TO
AND MADE A PART OF THE DEDICATION AND PLAT OF
ASPEN VILLAGE, SECTION IV,
A SUBDIVISION IN ABOITE TOWNSHIP, ALLEN COUNTY, INDIANA

We, the undersigned, being the owners of more than Fifty-One Percent (51%) of the lots in Section IV, Aspen Village, a Subdivision in Aboite Township, Allen County, Indiana, pursuant to the provisions contained in the prefatory paragraph of Part II of the dedication, protective restrictions, covenants and limitations appended to the plat of said Asper Village, section IV, as they appear in Plat Record Book 44, pages 49 through 52, in the Office of the Recorder of Allen County, Indiana, having been recorded therein on the 23rd day of December, 1980, hereby specifically amend, substitute and add to the existing covenants, restrictions, and limitations the following paragraphs:

(3) Sub "J" Any resident whose lot is located on a corner within the Subdivision or whose lot in any manner adjoins or abuts Aboite Center Road, may apply to the Board of Directors of the Aspen Village Community Corporation for permission to construct and erect a fence upon said lot. Two (2) sets of plans and specifications showing the nature, kind, shape, height, materials, and location of the fence shall be submitted to and approved in writing as to harmony of external design and location in relation to surrounding structures and topography by the Board of Directors of the Community Association. The Board of Director shall, by majority vote, approve or disapprove of such plans and specifications within thirty (30) days after said plans have been submitted. The plans are deemed to have been submitted only when received by the President of the Community Association. In the event the Board of Directors fails to approve or disapprove such plans within thirty (30) days after they have been submitted, then approval shall be deemed to have been given, provided that objective evidence, such as a registered letter, is available to prove that such plans were submitted. The construction of said fence shall be in accordance with the plans and specifications as submitted to and approved in writing by the Board of Directors.

The provisions hereinbefore provided for a violation or

The provisions hereinbefore provided for a violation or attempted violation of these covenants and restrictions shall be applicable hereto. In the event the Association shall prevail in any litigation brought for the purpose of enforcing compliance with the provisions of this article, it shall be entitled to recover from the defendant(s) reasonable attorney fees and costs incurred by the Association in such enforcement.

ALL PLATTED RESTRICTIONS NOT HEREIN MODIFIED, AMENDED, OR SUBSTITUTED, SHALL REMAIN IN FULL FORCE AND EFFECT.

IN WITNESS WHEREOF, Aspen Village Community Corporation, an Indiana Corporation, by Michael Walters, its President, and Pat Biggins, its Secretary, hereby certifies that the below signatures constitute the owners of the real estate as indicated, by lot and address, and were obtained by officers and members of the Corporation specifically authorized for said purpose.

**CULY ENTERED FOR TAXATION** 

OCT 0 2 1989

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Final (Bloom - AUDITOR OF ALLEN COUNTY

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BY: Mchael Walkers, President

BY: Pat Biggigg, Secretary

STATE OF INDIANA )
COUNTY OF ALLEN )

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day of August 1967.

Dennis A. Gordon, AICP

This is to certify that the foregoing document has been reviewed by the Allen County Plan Commission. As presented, the content of the restrictions contained in said document conforms to the requirements of the Allen County Zoning and Subdivision Control Ordinances and the document is now eligible for recording. This certification does not extend to the form or validity of the document.

This instrument was prepared by Phillip A. Renz, Attorney at Law.

ANNAMENDMENTY

TO THE DEDICATIONY, EASEMENTS SANDUAPPROVALS APPENDED TO AND MADES A PART OF THE EDEDICATION HAND PLATFOF ASPENDICAGE, SECTION HIVY.

A SUBDIVISION IN ABOUTESTOWN SHIPP, ALLENS COUNTY, INDIANA

Jarum Winglet  Owner's Name)  9913 Sawtooth CT  FT WAYNE IN  (Address) Lot No. 159	Afrana Chapman  (Owner's Name)  9912 Soutoth Ct  FT 1/1/20 15  (Address) Lot: No: 160
Max A Knudsen  Deborah S. Knudsen (Owner's Name)  10004 Sawtooth Court  Fort Wayne. IN 46804  (Address) Lot No. 149	Shang Liou  Joung Liou  (Owner's Name)  9918, SAW TOOTH CT.  FORT WAYNE, In. 46804,  (Address)  Lot No. 151.
Thuy S. Butter Sondia L. Butter (Owner's Name)  9714 Sawtooth Ct.  Fit Wayne, Ind. 46804 (Address) Lot No. 152	Ron Rapp Shimic happ (Owner's Name) 9909 Soutseth Cst 24 Wayne In. 46804 (Address) Lot No. 158
Athy Walters Wite Walters (Owner's Name)  9905 Sawlooth Ct  Ft Wayne In. 46804	Contagnation Commer's Name)  9901 Sawtowth Ct  Ft. Wayne, IN  (Address) 156

## AN AMENDMENT TO THE DEDICATION, EASEMENTS AND APPROVALS APPENDED TO AND MADE A PART OF THE DEDICATION AND PLAT OF ASPEN VILLAGE, SECTION IV, A SUBDIVISION IN ABOITE TOWNSHIP, ALLEN COUNTY, INDIANA

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Rev Robert Consulter	The second second second
Diocere of FT Wayne - So Bene	d
•	(Owner's Name)
10008 Sawtooth Ct.	
Fort Wayne, IN46804	(Address)
Fort Wayne, TN46804 (Address) 148	Lot No.
•	
	*
STEPHEN MITCHELL	
OAVOA MITCHELL (Owner's Name)	
(Owner's Name)	(Owner's Name)
10009 Sawroors Car	
(Address) 1/63	(Address)
(Address) 163 Lot No	Lot No.
·	
Mary Raul	·
Stot Raut	
(Owner's Name)	(Owner's Name)
10002 Sawtoon U.	
74. Wayne. , In. 46804	
(Address) Lot No. 160	(Address) Lot No.
•	·
(Owner's Name)	(Owner's Name)
•	
(Address) Lot No.	(Address) Lot No.
200 404	